



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of

: Customer Number: 41552

Border, Wayne A., et al.

: Confirmation Number: 6468

Application No.: 08/349,479

: Tech Center Art Unit: 1644

Filed: December 02, 1994

: Examiner: Phillip Gambel

For: INHIBITING TRANFORMING GROWTH FACTOR  $\beta$  TO PREVENT ACCUMULATION OF EXTRACELLULAR MATRIX

**CERTIFICATE OF MAILING BY EXPRESS MAIL(37 CFR § 1.10)**

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I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Dec 28, 2004.

Sarah Nunez

**NOTICE OF APPEAL  
FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

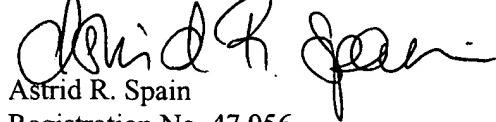
Applicant hereby appeals to the Board of Appeals from the decision dated June 29, 2004, of the Primary Examiner finally rejecting claim 35.

Appeal Fee: \$250.00

- Not required (fee paid in prior appeal in this application).
- Charge to Deposit Account No. 502624.
- Check Enclosed.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

  
 Astrid R. Spain  
 Registration No. 47,956

01/03/2005 MMEKONEN 00000014 502624 08349479  
02 FC:2401 250.00 DA

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Facsimile: 858.597.1585  
**Date: December 28, 2004**

**Please recognize our Customer No. 41552 as  
our correspondence address.**